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OMAR QAZI and SMICK ENTERPRISES,
INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

AARON GREENSPAN,

Plaintiff,

v.

OMAR QAZI, SMICK ENTERPRISES, INC.,
ELON MUSK, and TESLA, INC.,

Defendants.

Case No. 3:20-cv-03426-JD

**STIPULATED REQUEST AND [PROPOSED]
ORDER TO ADJUST SCHEDULE FOR
BRIEFING ON DEFENDANTS' MOTIONS TO
DISMISS FOURTH AMENDED COMPLAINT**

(CIV. L. R. 6-2, 7-12)

Pursuant to Civil Local Rules 6-2 and 7-12, Defendants Elon Musk and Tesla, Inc. (together “Tesla Defendants”) and Omar Qazi and Smick Enterprises, Inc. (together “Qazi Defendants”), by and through their respective attorneys, and Plaintiff Aaron Greenspan (“Plaintiff,” and together with the Tesla Defendants and Qazi Defendants, the “Parties”) hereby stipulate to setting a briefing schedule for the Tesla Defendants’ and Qazi Defendants’ anticipated motions to dismiss Plaintiff’s Fourth Amended Complaint (“4AC”). This stipulation is based on the accompanying declaration of Aarti Reddy, filed concurrently herewith.

WHEREAS, on August 13, 2021, Plaintiff filed the 4AC in this matter, *see* ECF No. 131;

WHEREAS, at the time the 4AC was filed, counsel for the Tesla Defendants were scheduled to participate in a trial in a different matter between September 20, 2021 and at least October 25, 2021;

WHEREAS, the Court ordered the parties to jointly propose a briefing schedule for any motions to dismiss the 4AC, with such motions to be due not before November 1, 2021, in light of the Tesla Defendants’ counsel’s trial schedule, *see* ECF No. 128;

WHEREAS, the Court further ordered the parties to propose an earlier briefing schedule should the Tesla Defendants’ counsel’s trial schedule change;

WHEREAS, after the Court entered a stipulated order setting such a briefing schedule, *see* ECF No. 133, the trial in which the Tesla Defendants’ counsel were to participate was continued until November 29, 2021, and is unlikely to proceed in light of that case’s settlement;

WHEREAS, under Civil Local Rule 6-1(b), a Court order is required for any enlargement or shortening of time that alters an event or deadline already fixed by Court order or that involves papers required to be filed or lodged with the Court;

WHEREAS, under Civil Local Rule 6-2, parties may file a stipulation complying with Civil Local Rule 7-12 to enlarge or shorten time; and

WHEREAS, the Parties have conferred and agree that the schedule proposed below is appropriate;

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NOW THEREFORE, pursuant to Civil Local Rules 6-2 and 7-12, the Parties jointly stipulate and respectfully request that the Court enter an order that any motions to dismiss the 4AC shall be due on October 22, 2021; Plaintiff's oppositions to any such motions shall be due on November 29, 2021; and the Tesla Defendants' and Qazi Defendants' replies shall be due on December 13, 2021.

Respectfully submitted,

Dated: September 23, 2021

COOLEY LLP

By: /s/ Aarti Reddy

Aarti Reddy (274889)

Attorneys for Defendants
TESLA, INC. and ELON MUSK

Dated: September 23, 2021

By: /s/ *Aaron Greenspan*

Aaron Greenspan

Plaintiff *Pro Se*

Dated: September 23, 2021

KRONENBERGER ROSENFELD, LLP

By: /s/ *Karl S. Kronenberger*

Karl S. Kronenberger (226112)

Attorneys for Defendants
OMAR QAZI and SMICK ENTERPRISES,
INC.

ATTESTATION OF SIGNATURES

Pursuant to Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained from each of the other signatories.

Dated: September 23, 2021

/s/ Aarti Reddy

Aarti Reddy

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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3 Dated:

4 Hon. James Donato
5 United States District Judge
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